ARNOLD, WHITE & DURKEE A PROFESSIONAL CORPORATION

780 BERING DRIVE, SUITE 400 HOUSTON, TX 77057-2188 TELEPHONE (719) 787-1400 FACSIMILE (719) 789-2879

166 LINFIELD DRIVE MENLO PARK, CA B4025-3741 TELEPHONE (416) 614-4500 FACSIMILE (416) 614-4598

801 SECOND AVE, SOUTH MINNEAPOLIS, MN 66402-4320 TELEPHONE (812) 321-2800 PACSIMILE (812) 321-8800

#### Attorneys at Law

1900 ONE AMERICAN CENTER 600 CONGREBB AVENUE AUSTIN, TX 78701-3248 TELEPHONE (812) 418-3000 PACSIMILE (812) 474-7677

600 QUAKER TOWER 321 NORTH CLARK STREET CHICAGO, IL 60810-4714 TELEPHONE (312) 744-0080 FACSIMILE (312) 758-4488

2001 JEFFERBON DAVIS HWY, BUITE 401 ARLINGTON, VA 22202-3604 TELEPHONE (703) 415-1720 FACSIMILE (703) 415-1728

# **FACSIMILE TRANSMISSION**

TRANSMISSION FROM: (512) 474-7577 OR (512) 474-7581

If any difficulties occur during transmission, please contact the operator at (512) 418-3000

DATE:

February 10, 1998

FILE:

ARCD:146

TO:

Examiner Eggerton Campbell, GAU 1807

COMPANY:

U.S. PATENT & TRADEMARK OFFICE

AT FAX NO.:

(703) 305-7401

**SENDER'S PHONE**: (512) 418-3184

FROM:

Steven L. Highlander, Reg. No. 37,642

NO. OF PAGES TO FOLLOW: 3

**COMMENTS:** 

ORIGINAL: Will not follow

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Arnold, White & Durkee which may be confidential and/or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

#### **PATENT**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Radoje DRMANAC

§ §

Examiner: E. Campbell

Serial No.: 08/619,649

Group Art Unit:

1807

Filed: March 27, 1996

§ 8

Atty. Dkt: ARCD:146/HYL

For:

METHODS AND COMPOSITIONS FOR EFFICIENT NUCLEIC ACID

SEQUENCING

9 §

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being sosimile transmitted to the Patent and Tradamark Office on the sale is low.

2/10/98

Signature

REQUEST FOR INTERFERENCE UNDER 37 C.F.R. §1.607

### **BOX INTERFERENCE**

Hon. Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

A request for interference is filed pursuant to 37 C.F.R. §.1607, in connection with the above-captioned application and U.S. Patent No 5,545,531, issued on August 13, 1996, to Richard P. Rava, Stephen P.A. Fodor and Mark Trulson. No fees are believed due in connection with this filing, but should any fees be due, applicants authorize the Commissioner to debit Arnold, White & Durkee Deposit Acct. No. 1-2508/ARCD:146/HYL.

A: 104926(38YM011.DOC)

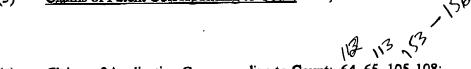


Applicants hereby request an interference with U.S Patent 5,545,531, issued on August 13, 1996, to Richard P. Rava, Stephen P.A. Fodor and Mark Trulson. The following information is provided pursuant to 37 C.F.R. §1.607:

- (1) <u>Identity of Interfering Patent</u>: U.S. Patent 5,545,531; assigned to Affymax Technologies, N.V.; issued to Rava et al. on August 13, 1996;
- (2) Proposed Count:

A method for making a sequencing chip plate comprising the steps of:

- (a) providing a plate;
- (b) providing a sequencing chip comprising an array of oligonucleotide probes attached thereto; and
- (c) disposing said sequencing chip on said plate.
- (3) Claims of Patent Corresponding to Count: 1-4;



- (4) <u>Claims of Application Corresponding to Count</u>: 64, 65, 105-108;
- (5) Exact Correspondence of Patent and Application Claims: Patent claim 1 and Application claim 105; Patent claim 2 and Application claim 106; Patent claim 3 and Application claim 107; Patent claim 4 and Application claim 108.

Should the examiner have any questions or comments regarding this paper, a telephone call to the undersigned applicant's representative is earnestly solicited.

Respectfully submitted,

Steven L. Highlander Reg. No. 37.642

Attorney for Applicant

ARNOLD, WHITE & DURKEE

P.O. Box 4433

Houston, Texas 77210-4433

(512) 418-3000,

Dated: